

SPICES, FLAVORS, AND SEASONING MATERIALS**22345. Imitation vanilla flavor. (Inj. No. 286.)**

COMPLAINT FOR INJUNCTION FILED: 3-28-55, Dist. Colo., against Rodelle Laboratories, Inc., Denver, Colo.

CHARGE: The complaint alleged that the defendant was engaged in the business of manufacturing and distributing imitation vanilla flavor, and had been and was, at the time of filing of the complaint, causing the introduction and the delivery for introduction into interstate commerce of imitation vanilla flavor, which was adulterated within the meaning of 402 (a) (2) in that it contained coumarin, an added poisonous and deleterious substance, which is unsafe within the meaning of the law since it is a substance not required in the production of the article and can be avoided by good manufacturing practice.

The complaint alleged further that, during the period from 11-23-54 to 12-1-54, inspections were made of the defendant's factory from which it was ascertained that the firm had on hand over 2 years' supply of imitation vanilla flavor containing coumarin and that the firm was distributing and would continue to distribute such article in interstate commerce.

DISPOSITION: 4-15-55. The defendant having consented, the court entered a decree perpetually enjoining and restraining the defendant from directly, or indirectly, introducing or causing to be introduced, or delivering or causing to be delivered, for introduction into interstate commerce, imitation vanilla flavor containing coumarin, or any other article of food containing coumarin, which is adulterated within the meaning of 402 (a) (2), as alleged in the complaint.

22346. Pepper salad and salad olives. (F. D. C. No. 35833. S. Nos. 7-830 L, 55-972 L, 82-437 L, 82-651 L.)

INFORMATION FILED: 7-23-54, W. Dist. Pa., against Deluxe Products Co., a partnership, McKees Rocks, Pa., and Joseph Benestelli, a partner.

SHIPPED: Between 8-6-53 and 11-12-53, from Pennsylvania to Ohio and New York.

LABEL IN PART: (Btl.) "Deluxe Delicious Pepper Salad [or "Meal Joy Pepper Salad"] * * * Deluxe Products Co. McKees Rocks, Pa."; (jar) "York Brand Salad Olives * * * Packed By Manhattan Packing Co. Pittsburgh, Pa."

CHARGE: 402 (a) (3)—the pepper salad contained insects, insect fragments, and rodent hair fragments, and the salad olives contained wormy olives, when shipped; and, 402 (a) (4)—the pepper salad was prepared under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 11-19-54. The partnership was fined \$600, plus half the costs; the individual was fined \$600, plus half the costs, given a suspended prison sentence of 1 year, and placed on probation for 2 years.

22347. Turmeric. (F. D. C. No. 37670. S. No. 11-889 M.)

QUANTITY: 16 168-lb. bags at New York, N. Y.

SHIPPED: 2-8-55, from Elkland, Pa., by Elkland Leather Co.

LBELED: 2-23-55, S. Dist. N. Y.

LABEL IN PART: "Premhari - New York - Produce of India."

CHARGE: 402 (a) (3)—contained insects when shipped.

DISPOSITION: 3-17-55. Default—destruction.

VITAMIN, MINERAL, AND OTHER PRODUCTS OF SPECIAL DIETARY SIGNIFICANCE*

22348. Foodex (vitamin and mineral preparation). (F. D. C. No. 32825. S. No. 14-187 L.)

INFORMATION FILED: 8-4-54, E. Dist. Pa., against Scientific Nutrition Corp., Lancaster, Pa.

SHIPPED: 3-15-52, from Pennsylvania to Colorado.

LABEL IN PART: (Box) "Foodex Vitamins And Minerals In Flavorful Food Form Directions * * * High In Potency Low In Calories Net Weight—1 Lb. 3 Oz. Compounded by Scientific Nutrition Corp., New York City, N. Y. Olympic Distributors, Los Angeles, International Sales Agents."

CHARGE: 402 (a) (3)—contained insects and insect fragments; and 402 (a) (4)—prepared and packed under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 10-29-54. \$250 fine.

22349. B-amino-complex tablets. (F. D. C. No. 34608. S. Nos. 9-368/9 L.)

QUANTITY: 772 100-tablet btls. at Chicago, Ill.

SHIPPED: Between 6-26-52 and 7-12-52, from New York, N. Y., by Unitone Corp.

LABEL IN PART: (Btl.) "100 Tablets B-Amino-Complex (or B-Amino BAC-Complex) A brand of amino acids, coenzymes, vitamins and minerals Daily dose of 6 tablets contains: Vitamin B₁ (Thiamine Hydrochloride) 18.0 mg. Vitamin B₂ (Riboflavin) 27.0 mg. Niacinamide 180.0 mg. Vitamin B₆ (Pyridoxine Hydrochloride) 3.0 mg."

ACCOMPANYING LABELING: Display cartons marked "BAC"; leaflets headed "If Your Body Could Talk It Would Say"; placards entitled "For The One In Five Who Is Hard Of Hearing"; and folders entitled "A Revolutionary Advance In Nutrition."

RESULTS OF INVESTIGATION: Analyses showed that the article contained less than the declared amount of vitamin B₁.

LICENSED: 1-19-53, N. Dist. Ill.

CHARGE: 402 (b) (1)—a valuable constituent, vitamin B₁, had been in part omitted or abstracted from the article while held for sale; 403 (a)—the labeling of the article when shipped contained false and misleading representations that the article was an adequate and effective treatment for deafness and irritability; that it would supply energy to the heart, lungs, muscles, liver, and other important organs; that it would supply missing enzymes necessary to carry on body functions, such as growth, reproduction, secretion, nerve condition, and muscular contraction; that it would stimulate the body to work as nature intended; that it would endow the user with vibrant life, health, and energy; that it would enable the liver to convert more than normal amounts of carbohydrates into energy; that it would transfer fatigue to quick

*See also Nos. 22308, 22320.